

IN THE
Court of Appeal of the State of California

IN AND FOR THE
Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Nickolas J. Dibiaso, Acting Presiding Justice; Honorable James F. Thaxter, Associate Justice; Honorable Timothy S. Buckley, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Joe G. Lopez, Deputy Clerk.

F034286 In re Luis H., et al., Minors; Fresno County Department of Children and Family Services v. Angela C.

Cause called and argued by Maureen L. Keaney, Esq., counsel for appellant and by Nannette Stomberg, Deputy County Counsel, counsel for respondent.

Cause ordered submitted.

The court adjourns.

F032897 People v. Maldonado

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F032433 People v. Hamill

The court shall modify the abstract of judgment to reflect that the restitution fine imposed pursuant to section 1202.45 is stricken. The judgment is affirmed in all other respects.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F030992 D-G-S Development Co. v. City of Fresno

The judgment is affirmed. Costs to respondent. Harris, J.

We concur: Dibiaso, Acting P.J.; Levy, J.

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F033612 People v. Tamez

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F034257 Om re Brison C., a Minor

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F032428 People v. Arrendondo

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F034936 In Re DANA O'CONNOR on Habeas Corpus

The Petition for Writ of Habeas Corpus in the above-entitled action is granted. Petitioner is directed to cause an adequate notice of appeal to be filed on or before 30 days from the date of this order in Kern County Superior Court action No. SC078090A. Let a writ of habeas corpus issue directing the Kern County Clerk, if he receives said notice on or before 30 days from the date of this order, to file said document in Kern County Superior Court action No. SC078090A, to deem said document to be timely filed in said action, and to cause a normal record on appeal to be prepared in accordance with the applicable rules of the California Rules of Court.

By the Court.

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F035237 In re Samantha L, a Minor

No brief or request for extension of time having been filed within the time provided, the appeal is dismissed.

F031015 People v. Alviso

Appellant's conviction in count I (original count I) and count IV (original count VII), as well as the sentence imposed are each reversed. The judgments of conviction in counts II, III, V, VI and VII (original counts II, III, VIII, XII and XVI) are each affirmed. The matter is remanded to the superior court for any further proceedings as may be appropriate, as well as resentencing. Harris, J.

We concur: Dibiaso, Acting P.J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F032844 People v. Rios

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F034340 In re Arturo R., a Minor

The jurisdictional findings and dispositional orders of the juvenile court are affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F030811 People v. Oliver

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F033930 In re David M., a Minor

IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F033602 People v. Soliz

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F035080 In re Robert Caldera on Habeas Corpus

The "Petition for Writ of Habeas Corpus" in the above entitled action is granted. Let a writ of habeas corpus issue directing the Kings County Clerk to file said document in Kings County Superior Court action Nos. 98CM1686 and 98CM1007, to deem said document to be timely filed in said actions, to deem said document to be an adequate notice of appeal.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F032622 People v. Toeum

The judgment (sentence imposed on resentencing) is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F035013 In Re Antoinette D., a Minor

No brief or extension of time having been filed, within the time provided, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.